



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7566 • Fax (970) 874-8776

MEMO

To: City Council, City Manager
From: Jolene Nelson, City Clerk
Date: October 29, 2010
Subject: Club Liquor License Renewal for BPOE Lodge No. 1235 (Elks)

Recommendation

Staff recommends approval of the club liquor license renewal for the Elks Lodge located at 563 Main Street. The Police Department's report and recommendation is attached.

Background

The current club liquor license expires December 30, 2010. The Elks hold the only club liquor license in Delta.

Cost

There is no cost to the City to renew this license. The applicant has paid the \$308.75 renewal fee to the State, and the City renewal fee of \$116.25. The City's \$200 Liquor Occupation Tax will be collected after the renewal has been issued by the State.

Action to be Taken if Approved

The Mayor and Clerk will sign the renewal application, and the Clerk will mail it to the State, who will review the application and issue the State license.

Suggested Motion

I move to approve the club liquor license renewal for BPOE Lodge No. 1235.

**LIQUOR OR 3.2 BEER LICENSE
RENEWAL APPLICATION**



BPOE LODGE NO 1235
563 MAIN ST
DELTA CO 81416-1817

License Number 04-01745-0001	License Type 1990
Liability Information 18 011 813410 A 123189	
Business Location 563 MAIN ST DELTA CO	
Current License Expires DEC 30, 2010	
DEPARTMENTAL USE ONLY	
Total Amount Due	
Total Paid \$	Date

☒ This renewal reflects no changes from the last application. Complete page 2 and file now!

☐ **Yes there are changes from the last application.** If applicant is a Corporation or Limited Liability company, use DR 8177 and send in with this renewal. Any other changes of ownership require a transfer of ownership. See your Local Licensing Authority immediately.

Wholesaler, manufacturer, importer, and public transportation system license renewals do not need Local Licensing Authority approval and must be returned directly to the Colorado Department of Revenue at least 30 days prior to the current license expiration date.

This application for renewal must be returned to your CITY OR COUNTY Licensing Authority at least 45 days prior to the expiration date of your current license. Failure to do so may result in your license not being renewed. Include both pages of this renewal and payment.

OATH OF APPLICANT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge.

Authorized Signature

Date

10-6-10

Business Phone

970-874-3624

Title

Manager

Sales Tax Number

04-01745

REPORT AND APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S.

THEREFORE THIS APPLICATION IS APPROVED.

Local Licensing Authority for

Date

Signature

Title

Attest

DO NOT DETACH

DO NOT DETACH

DO NOT DETACH

**LIQUOR OR 3.2 BEER LICENSE
RENEWAL APPLICATION**

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your banking account electronically.

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Business Name BPOE LODGE NO 1235	LICENSE NUMBER (Use for all reference) 04-01745-0001	PERIOD 12-11
TYPE OF LICENSE ISSUED CLUB LIQUOR LICENSE - MALT, VINOUS, AND SPIRITUOUS	CASH.FUND 2320-100(999) \$ 50.00	STATE FEE 1990-750(999) \$ 25.00
		CITY 85% OAP 2180-100(999) \$ 233.75

SUB-TOTAL \$ 308.75

ADD \$100.00 TO RENEW RETAIL WAREHOUSE STORAGE PERMIT 2210-100(999) \$

TOTAL AMOUNT DUE \$

ATTACHMENT TO LIQUOR OR 3.2 BEER LICENSE RENEWAL APPLICATION

This page must be completed and attached to your signed renewal application form.
Failure to include this page with the application may result in your license not being renewed.

Trade Name of Establishment <i>13 POE Lodge NO 1235</i>		State License Number <i>04-01745-0001</i>	
1. Operating Manager <i>Dennis J Shreeves</i>		Home Address <i>6726 1400 Rd Delta CO 81416</i>	
		Date of Birth <i>2-9-57</i>	
2. Do you have legal possession of the premises for which this application for license is made? Are the premises owned or rented: _____ If rented, expiration date of lease: _____		Yes	No
		<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Has there been any change in financial interest (new notes, loans, owners, etc.) since the last annual application? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders or owners, (other than licensed financial institutions) are materially interested.		Yes	No
		<input type="checkbox"/>	<input checked="" type="checkbox"/>
4. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been convicted of a crime? If yes, attach a detailed explanation.		Yes	No
		<input type="checkbox"/>	<input checked="" type="checkbox"/>
5. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been denied an alcoholic beverage license, had an alcoholic beverage license suspended or revoked, or had interest in any entity that had an alcoholic beverage license denied, suspended or revoked? If yes, attach a detailed explanation.		Yes	No
		<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Does the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), have a direct or indirect interest in any other Colorado liquor license (include loans to or from any licensee, or interest in a loan to any licensee)? If yes, attach a detailed explanation.		Yes	No
		<input type="checkbox"/>	<input checked="" type="checkbox"/>
7. Corporation or Limited Liability Company (LLC) or Partnership applicants must answer these questions. Since the date of filing of the last annual license application: (a) Are there, or have there been: any officers or directors; or managing members; or general partners added to or deleted from applicant for renewal of a 3.2 beer or liquor license? (b) Are there or have there been: any stockholders with 10% or more of the issued stock of the Corporation; or any members with 10% or more membership interest in the LLC; or any partners with 10% or more interest in the partnership added to or deleted from the applicant for renewal of a 3.2 beer or liquor license? (c) If Yes to (a) or (b), complete and attach Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, and all supporting documentation, and fees your Local Licensing Authority immediately.		Yes	No
		<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Yes	No
		<input type="checkbox"/>	<input checked="" type="checkbox"/>
8. Sole proprietorships, Husband-Wife Partnerships or Partners in General Partnerships: EVIDENCE OF LAWFUL PRESENCE Each person identified above must complete and sign the following affidavit. Please make additional copies if necessary. Each person must also provide a copy of their driver's license or state issued identification card. In lieu of form DR 4679, the undersigned swears or affirms under penalty of perjury under the laws of the State of Colorado that (check one): <input checked="" type="checkbox"/> I am a United States Citizen <input type="checkbox"/> I am not a United States Citizen but I am a Permanent Resident of the United States <input type="checkbox"/> I am not a United States Citizen but I am lawfully present in the United States pursuant to Federal Law <input type="checkbox"/> I am a foreign national not physically present in the United States I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, or fraudulent statement or misrepresentation in this sworn affidavit is punishable under the criminal laws of Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.			
Signature <i>Dennis J Shreeves</i>		Printed name <i>Dennis J Shreeves</i>	
		Date <i>10-6-10</i>	



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LIQUOR LICENSE RENEWAL RECOMMENDATION

To: City Council

Re: Application of BPOE Lodge No 1235

DBA: _____

The report sheets show the following liquor violations for the past twelve months for the above named applicant:

No liquor violations in the past twelve months.

Remarks:

Police Department recommendation:

Recommend liquor license renewal.

Robert Thomas, Chief of Police